5095845/2021/VIG-II-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD – Allegations of irregularities in calling tenders to the works sanctioned under SDRF Grant in SPSR Nellore District against Sri S. Damodara Reddy, the then EE (PR, PIU, Nellore District & SE (PR) FAC, Nellore and now retired on 30.09.2017 - Disciplinary proceedings under Rule 20 of A.P.Civil Services (CC&A) Rules, 1991 read with Rule 9 of APRPR,1980 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG-II) DEPARTMENT

G.O.Rt.No.509 Dated:27-09-2021

Read the following:-

1)From GA(V&E)Dept., Vigilance Report No.40(C.No.675/V&E/E/2017, dated:20-05-2021.
2)Govt.Memo.No.1494023/Vig-II/2021-1 PR&RD(Vig-II)Dept.,dt:23.09. 2021.
3)From ENC (PR) Vijayawada Lr.No.Vig.III/V&E/0947/2021 Dt:23.9.2021.
4)G.O.Ms.No.68 PR&RD(Vig-II)Dept., Dt:27.09.2021.

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ORDER:

In pursuance of the sanction accorded in the reference 4th read above, under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of AP Revised Pension Rules, 1980 for instituting departmental proceedings against Sri S. Damodara Reddy, the then Executive Engineer (PR), PIU, Nellore & SE (PR) FAC, Nellore and now retired on 30.09.2017, it is proposed to hold an enquiry against Sri S. Damodara Reddy, the then Executive Engineer (PR), PIU, Nellore & SE (PR) FAC, Nellore and now retired on 30.09.2017, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-II, III and IV).

3. Sri S. Damodara Reddy, the then EE(PR)PIU, Nellore & SE (PR) FAC, Nellore and now retired on 30.09.2017, is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri S. Damodara Reddy, the then EE(PR)PIU, Nellore & SE (PR) FAC, Nellore and now retired on 30.09.2017, is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri S. Damodara Reddy, the then EE(PR)PIU, Nellore & SE (PR) FAC, Nellore and now retired on 30.09.2017, is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte, based on the material available on record.

(Contd...P-2)

6. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

To
Sri S. Damodara Reddy, the then EE(PR)PIU, Nellore & SE (PR) FAC, Nellore and (now retired on 30.09.2017)
(through the Engineer-in-Chief, Panchayat Raj, Vijayawada.
The Engineer-in-Chief, Panchayat Raj, Vijayawada (in duplicate with a request to serve and return the dated acknowledgement copy).
Copy to:
The GA(V&E)Department w.r.t VR No.40 (C.No.675/V&E/E/2017) dt:20.5.2021)
The Secretary to VC, APVC, Velagapudi, Amaravathi(w.r.t Lr.No.2985/VC-AF(1)/2021-1 dt:17.9.2021)
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT SHOWING THE ARTICLE OF CHARGE AGAINST SRI S. DAMODARA REDDY, THE THEN EE (PR) PIU, NELLORE & SE (PR) FAC, NELLORE AND NOW RETIRED ON 30.09.2017).

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CHARGE:

That Sri S. Damodara Reddy, the then EE (PR) PIU, Nellore & SE (PR) FAC, Nellore and now retired on 30.09.2017 has committed irregularities "in calling tenders to the works sanctioned under SDRF Grant of SPSR Nellore District that (i) he has finalized Tender for two works without publishing tender notice in the New Papers and (ii) he has finalized Tender for 37 numbers of works costing in between Rs.5.00 Lakhs & Rs.10.00 Lakhs on box system rather than e-procurement and kept the tender box in his office only instead of 3 places, which appears to have lessened the competition among the participating tenders".

Thus, Sri S. Damodara Reddy, the then EE (PR) PIU, Nellore & SE (PR) FAC, Nellore and now retired on 30.09.2017, by his above mentioned acts, has exhibited lack of integrity, not shown devotion to duty and exhibited conduct unbecoming of Government Servant, in contravention of Rule-3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI S. DAMODARA REDDY, THE THEN EE (PR) PIU NELLORE & SE (PR) FAC, NELLORE AND NOW RETIRED:

-:0:-

BASIS:

As per the General(V&E) Department vide Vigilance Report No.40(C.No.675/V&E/E/2017) Dt:20-05-2021, have verified the allegations "in calling tenders to the works sanctioned under SDRF Grant of SPSR Nellore District" and furnished report with certain findings.

Sri S. Damodara Reddy, the then EE (PR), PIU, Nellore & SE (PR) FAC, Nellore (Retired on 30.09.2017) has committed irregularities in "calling tenders to the works sanctioned under SDRF Grant of SPSR Nellore District and finalized for 37 No. of works costing in between Rs.5.00 Lakhs & Rs.10.00 Lakhs on box system rather than e-procurement and the EE (PR), PIU Division, Nellore has kept the tender box in his office only instead of 3 places, which appears to have lessened the competition among the participating tenders".

Thus, the above Government Servant has failed to discharge his legitimate duties properly and acted for his personal gain, as he has not executed the above work as per specified provisions in contravention of Rule-3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Hence, the charge.

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-III

List of documents by which the Article of Charge framed against Sri S. Damodara Reddy, the then EE (PR), PIU, Nellore & SE (PR) FAC, Nellore and now retired are proposed to be sustained:

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From the G.A. (V&E) Dept. Vigilance Report No.40 (C.No.675/V&E/E/ 2017) dated:20-05-2021.

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-IV

List of witnesses by whom the Article of Charge framed against Sri S. Damodara Reddy, the then EE (PR), PIU, Nellore & SE (PR) FAC, Nellore and now retired are proposed to be sustained:

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- NIL -

GOPAL KRISHNA DWIVEDI,
PRINCIPAL SECRETARY TO GOVERNMENT.

//FORWARDED::BY ORDER//

SECTION OFFICER